

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:

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Commissioner for Patents
Washington, DC 20231

RE: *SN 09/756,467 "INBRED CORN PLANT 5750 AND SEEDS THEREOF" - Kevin D. Eichelberger; Client Ref. [34-63(51666)]*

Commissioner:

Enclosed for filing in the above-referenced patent application is:

- (1) A Preliminary Amendment with Appendix A - Marked-Up Version of Amended Claims and Appendix B - Clean Copy of Pending Claims Following Entry of the Instant Amendment; and
- (2) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/10026964/10056.

Commissioner for Patents
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Page 2

Respectfully submitted,

A handwritten signature in dark ink, appearing to be 'REH', written over a horizontal line.

Robert E. Hanson
Reg. No. 42,628

REH/jmh
Encl.: As noted

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:
Kevin D. Eichelberger

Serial No.: 09/756,467

Filed: January 8, 2001

For: INBRED CORN PLANT 5750 AND
SEEDS THEREOF



Group Art Unit: 1638

Examiner: Unknown

Atty. Dkt. No.: DEKA:260US/REH

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Robert E. Hanson

PRELIMINARY AMENDMENT

Hon. Commissioner for Patents
Washington, D.C. 20231

Sir:

Please amend the application as indicated below.

In the Claims:

Please amend claims 1, 4, 7, 8, 10, 13, 18, 19 and 28 as follows:

9 1. (Amended) Inbred corn seed of the corn plant 5750, a sample of said seed having been deposited under ATCC Accession No. PTA-3128.

9~ 4. (Amended) An inbred corn plant produced by growing the seed of the inbred corn plant 5750, a sample of said seed having been deposited under ATCC Accession No. PTA-3128.

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